



Agenda

**PUBLIC WORKS/CIP & LAND USE COMMITTEE
MEETING
CITY COUNCIL CHAMBERS
MONDAY, MARCH 15, 2010
5:15 P.M.**

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF AGENDA
4. APPROVAL OF CONSENT AGENDA
5. APPROVAL OF MINUTES FROM JANUARY 11, 2010, JANUARY 25, 2010 AND FEBRUARY 8, 2010 PUBLIC WORKS COMMITTEE MEETINGS

CONSENT AGENDA

6. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AMENDMENT NO. 4 WITH THE SANTA FE RAILYARD COMMUNITY CORPORATION IN THE AMOUNT OF \$20,000 FOR RAILYARD PROPERTY INFRASTRUCTURE IMPROVEMENTS (**ROBERT SIQUEIROS**)
7. RUFINA STREET CONNECTION PROJECT
 - REQUEST FOR APPROVAL OF A BUDGET ADJUSTMENT REQUEST (BAR) IN THE AMOUNT OF \$60,000 FOR PROJECT CONSTRUCTION (**LEANN VALDEZ**)
8. REQUEST FOR APPROVAL OF A RESOLUTION DIRECTING THE CITY ATTORNEY TO REPORT TO THE GOVERNING BODY REGARDING THE REPRESENTATION OF THE CITY OF SANTA FE IN LITIGATION AND NON-LITIGATION MATTERS (**COUNCILOR BUSHEE**) (**GENO ZAMORA**)
9. REQUEST FOR APPROVAL OF A RESOLUTION AMENDING RESOLUTION NO. 2009-121 CONSENTING TO THE INCLUSION OF THE MUNICIPALITY OF THE CITY OF SANTA FE WITHIN THE SANTA FE COUNTY RENEWABLE ENERGY FINANCING DISTRICT (**COUNCILOR CALVERT**) (**NICK SCHIAVO**)
10. REQUEST FOR APPROVAL OF A RESOLUTION ADOPTING LANDSCAPE IRRIGATION STANDARDS (**COUNCILOR CALVERT**) (**DAN RANSOM**)
11. REQUEST FOR APPROVAL OF A RESOLUTION AUTHORIZING THE CITY OF SANTA FE TO SUPPORT A LIVING SANTA FE RIVER BY ALLOWING WATER TO BYPASS MCCLURE AND NICHOLS RESERVOIRS IN 2010 (**MAYOR COSS, COUNCILORS CALVERT, ROMERO, TRUJILLO, WURZBURGER AND BUSHEE**) (**BRIAN DRYPOLCHER**)

12. REQUEST FOR APPROVAL OF A RESOLUTION AMENDING RESOLUTION NO. 2009-84 EXHIBIT A, GUIDELINES FOR THE CITY'S REBATE PROGRAM FOR THE INSTALLATION/RETROFIT OF EFFICIENT WATER CONSERVATION TECHNOLOGIES, IN ORDER TO INCLUDE ADDITIONAL REBATES FOR THE PURCHASE OF HIGH EFFICIENCY CLOTHES WASHERS **(COUNCILOR CALVERT) (DAN RANSOM)**

DISCUSSION

13. CIP PROJECT #438A – ACEQUIA TRAIL 2A (ASHBAUGH PARK) AND 2B (BACA STREET CROSSING)
 - REQUEST FOR APPROVAL OF RECOMMENDATION OF AWARD AND APPROVAL OF CHANGE ORDER #3 FOR CONSTRUCTION OF PROJECT USING BID NUMBER 07/57/B – CITY COUNCIL APPROVED AGREEMENT FOR ON-CALL CONSTRUCTION SERVICES WITH AS HORNER, INC. IN THE AMOUNT OF \$437,089.25 (EXCLUSIVE OF NEW MEXICO GROSS RECEIPTS TAX) **(LEROY PACHECO)**
14. CIP PROJECT #872A – AIRPORT ROAD RESURFACING PROJECT – CERRILLOS ROAD TO CALLE DEBRA
 - REQUEST FOR APPROVAL OF BID NUMBER 10/07/B FOR AWARD OF CONSTRUCTION AGREEMENT WITH ARMOUR PAVEMENT IN THE AMOUNT OF \$2,124,406.38 PLUS \$171,280.26 NMGRF FOR A TOTAL AMOUNT OF \$2,295,686.64 **(LOUIE PACHECO)**
15. REQUEST FOR DIRECTION ON CIP PROJECT #430A – PLAZA CONSTRUCTION ELECTRICAL PANEL **(CHIP LILIENTHAL)**
16. REQUEST FOR CONCEPT APPROVAL OF EXCHANGE/PURCHASE OF A PARCEL REAL ESTATE CONTAINING 1078 SQUARE FEET LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF JEFFERSON ST. AND STAAB ST. TO KING'S MAP 8 LLC **(EDWARD VIGIL)**
17. REQUEST FOR APPROVAL OF A RESOLUTION RECOGNIZING AND SUPPORTING THE EFFORTS OF THE BOYS & GIRLS CLUBS OF SANTA FE TO PLAN, CONSTRUCT AND OPERATE A SOUTH SIDE FACILITY ON OCATE ROAD IN SANTA FE **(COUNCILOR ORTIZ) (DAVID CHAPMAN)**
18. REQUEST FOR APPROVAL OF A RESOLUTION REPEALING RESOLUTION NO. 2007-30 NAMING CITY OWNED PUBLIC SPACES; AND ESTABLISHING A NEW PROCESS FOR NAMING CITY OWNED PUBLIC SPACES **(COUNCILOR DOMINGUEZ) (JEANNE PRICE)**
19. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 24-2.6 SFCC 1987 TO RESTRICT TRUCK, TRUCK TRAILER AND OTHER LARGE VEHICLE TRAFFIC ON CORDOVA ROAD **(COUNCILOR CHAVEZ) (RICK DEVINE)**
20. REQUEST FOR APPROVAL OF AN ORDINANCE ADOPTED AS AN URGENT MEASURE ESTABLISHING A TEMPORARY MORATORIUM ON THE APPROVAL OF PERMITS FOR THE INSTALLATION OF TOWERS AND ANTENNAS INCLUDING THOSE IN THE PUBLIC RIGHTS-OF-WAY, TO TAKE EFFECT IMMEDIATELY **(MAUREEN REED)**
21. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 25-4.2 SFCC 1987 REGARDING WATER RATE ADJUSTMENTS **(MAYOR COSS) (BRIAN SNYDER)**

22. MATTERS FROM STAFF

23. MATTERS FROM THE COMMITTEE

24. NEXT MEETING: MONDAY, MARCH 29, 2010

25. ADJOURN

Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6520
five (5) working days prior to meeting date

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PUBLIC WORK, CIP & LAND USE COMMITTEE

March 15, 2010

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21. Water Rate Adjustment Ordinance	Approved	13-14
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23. Matters from the Committee	Discussion	14-15
24. Next Meeting	Set for March 29, 2010	15
25. Adjournment	Adjourned at 7:05 p.m.	15

MINUTES OF THE
CITY OF SANTA FE
PUBLIC WORKS/CIP & LAND USE COMMITTEE

MONDAY, MARCH 15, 2010

1. CALL TO ORDER

A regular meeting of the Public Works/CIP & Land Use Committee was called to order on the above date by Chair Carmichael Dominguez at approximately 5:15 p.m. in City Council Chambers, City Hall, 200 Lincoln, Santa Fe, New Mexico

2. ROLL CALL

Roll Call indicated the presence of a quorum as follows:

MEMBER PRESENT:

Councilor Carmichael Dominguez, Chair
Councilor Christopher Calvert
Councilor Miguel Chávez
Councilor Rosemary Romero
Councilor Ronald S. Trujillo

MEMBERS ABSENT:

OTHER COUNCILORS PRESENT:

Councilor Patti Bushee

STAFF PRESENT:

Mr. Chris Ortega, Public Works Director
Ms. Bobbi Mossman, Public Works Staff

NOTE: All items in the Committee packet for all agenda items are incorporated herewith by reference. The original Committee packet is on file in the Public Works Department.

3. APPROVAL OF AGENDA

Councilor Calvert moved to approve the agenda as presented. Councilor Trujillo seconded the motion and it passed by unanimous voice vote.

4. APPROVAL OF CONSENT AGENDA

Councilor Calvert moved to approve the Consent Agenda as presented. Councilor Chávez seconded the motion and it passed by unanimous voice vote.

5. APPROVAL OF MINUTES FROM JANUARY 11, 2010, JANUARY 25, 2010 AND FEBRUARY 8, 2010, PUBLIC WORKS COMMITTEE MEETINGS

Councilor Romero moved to approve the minutes of January 11, 2010, January 25, 2010 and February 8, 2010 as presented. Councilor Trujillo seconded the motion and it passed by unanimous voice vote.

CONSENT AGENDA

6. REQUEST FOR APPROVAL OF PROFESSIONAL SERVICES AMENDMENT NO. 4 WITH THE SANTA FE RAILYARD COMMUNITY CORPORATION IN THE AMOUNT OF \$20,000 FOR RAILYARD PROPERTY INFRASTRUCTURE IMPROVEMENTS (ROBERT SIQUEIROS)

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Mr. Ortega presented this request for a change order for completion of the Acequia Trail project. A map in the packet showed the locations.

In 2007 the City contracted with A S Horner for various projects. This one would complete Acequia Trail with two bridges and landscaping that were not originally included. The quote was \$437,089.25.

Councilor Chávez asked if this was part of the \$30 million bond for the parks.

Mr. Ortega said it was not. This was funded out of monies that had accumulated over several years and predated the parks bonds. He described where the work was to take place. 2A was west of Ashbaugh Park and 2B was near Baca Street crossing.

Councilor Calvert asked where the prior construction was on the map.

Mr. Ortega pointed it out. He said they were negotiating with the owners for the crossing. Either a strip or all of that parcel.

Councilor Chávez noted that for some of these sections of the Acequia Trail the right of way had been

in some places an obstacle to connect it and this might better be for Mr. Pacheco to discuss.

Mr. Pacheco arrived at this time.

Councilor Calvert pointed out that on the memo there was a remaining 30% still under design. He asked- where that section of the trail was on the map in the packet.

Mr. Pacheco said it was specifically behind and west of 2A on private property north of the Casa Alegre subdivision. Right behind and adjacent to Ashbaugh Park was a one acre parcel not yet acquired. Between Montoya and Larragoite was a ten acre parcel with two property owners where the ROW hadn't been acquired yet. It was underway.

Councilor Calvert noted that was in the middle and he would like some assurance that was going to happen so that they would get connected. He asked if there was any reason to believe the City would not get the property.

Mr. Pacheco said it was currently being used as a trail unofficially and no owner had objected to the plan of the trail. In one case it was a question of value. There would be public meeting on March 30 at Frenchy's Barn. He was very comfortable it would happen. There was- no fundamental opposition but just making the right deal.

Councilor Calvert asked if the one with a value concern would hold the City hostage to the end when his was the only one left.

Mr. Ortega said there was a resolution that allowed the City to make administrative settlements so it could still come back to the Council and the City could still exercise eminent domain on it.

Councilor Romero asked if between 2A and 2B the City already had ROW.

Mr. Pacheco said the alignment hadn't been specifically designed there. These two property owners were very interested in supporting the trail. West of Ashbaugh they made an offer based on appraised value to the owner. They understood the intent. It was just a question of appraised value vs. perceived value.

Councilor Chávez felt the investment cost was not that different than investment in any other trail. It was part of the Master Plan. That would be factored into the budget and funding for improvements on this trail. The historic use of that in an unimproved state had taken place for 10-15 years. So the support seemed to be there. He asked if there were two separate parcels.

Mr. Pacheco agreed. There were adjacent and provided about a thousand feet. Where Montaña bends was the connection that needed to be made.

Councilor Chávez moved to approve the request. Councilor Calvert seconded the motion.

Chair Dominguez felt it was a good project.

Councilor Chávez noted there was a public meeting at Ashbaugh Park on improving the park. He asked if this project was coordinated with the park. Mr. Pacheco agreed.

The motion passed by unanimous voice vote.

14. CIP PROJECT \$872A – AIRPORT ROAD RESURFACING PROJECT – CERRILLOS ROAD TO CALLE DEBRA

- **REQUEST FOR APPROVAL OF BID NUMBER 10/07/B FOR AWARD OF CONSTRUCTION AGREEMENT WITH ARMOUR PAVEMENT IN THE AMOUNT OF \$2,124,406.38 PLUS \$171,280.26 NMGR FOR A TOTAL AMOUNT OF \$2,295,686.64. (LOUIE PACHECO_**

Mr. Ortega presented this request and provided a handout. The funding was from ARRA funds. They would negotiate a change order to remove part of the grading base course to bring it back down to \$2 million. He explained that it would just not be applied. The structure of pavement won't change - the aggregate was just for drainage.

Councilor Calvert noted this didn't include landscaping or median treatment.

Mr. Ortega agreed. The other project was Airport Road improvement that would have the landscaping and the median project as part of the Airport Road Safety Project.

Councilor Calvert asked if they didn't know what that amount in the change order would be.

Mr. Ortega agreed. When they got closer, they would know how much to delete.

Councilor Romero thought it was unfortunate they didn't have that local preference in GRT. It was one of seven companies in New Mexico and she was pleased to see this moving along. But it was too bad it wasn't a Santa Fe company.

Councilor Chávez asked if the change order was to be initiated from staff.

Mr. Ortega agreed. Once they signed the contract staff would initiate that.

Councilor Chávez asked if staff would designate the location where it wouldn't be put down.

Mr. Ortega agreed.

Councilor Calvert moved to approve the request as amended by the handout. Councilor Romero seconded the motion and it passed by unanimous voice vote.

15. REQUEST FOR DIRECTION ON CIP PROJECT #430A – PLAZA CONSTRUCTION ELECTRICAL PANEL (CHIP LILIENTHAL)

Mr. Lilienthal presented the request to the Committee. He reviewed the recent history and was now presenting two options worked up by the architect with the cost breakdown for each in the packet. One would provide a vault under the stage and the other a vault in another area wherever it would be least intrusive from irrigation or roots from trees.

Councilor Calvert thought they could do away with under the stage - there didn't seem to be any difference in costs. Councilor Romero agreed.

Councilor Calvert heard there were tunnels in some locations there.

Mr. Lilienthal said the exploration for tunnels was possible. He would love to go down and see where they were. There was some security involved.

Chair Dominguez asked if that wasn't an option they had explored.

Mr. Lilienthal said it would be a possibility but he would have to come back after exploring them.

Councilor Romero agreed Option #1 was not an option. She asked if they had others from SHPO -

Mr. Lilienthal said the SHPO Director emailed him and called him. Due to the lack of funds, they wanted to reduce the panel size and paint it green and then could look seriously into the option of burying everything later. He added that putting the transformer in an underground vault was very dangerous. The directive from HDRB was to make it not visible and at some point to remove all equipment out of sight.

Councilor Chávez asked if the transformer could be buried where it was now.

Mr. Lilienthal said there would be disruption of the roots of that tree and possibly the demise of that tree.

Councilor Chávez asked if burying this under the stage would affect the quality of performances on top.

Mr. Lilienthal said the oversight of construction would be most important to place the wood back where it came from and would require a trap door on the stage.

Councilor Chávez thought that didn't sound very doable. So there were two options - leave it where it was or bury it somewhere else within the plaza.

Mr. Lilienthal explained that there were four pieces of equipment. The two options here were just for relocating the electrical panel.

Councilor Trujillo said he had been against this all the time. They needed to have all the events there. His suggestion was to just conceal it. He didn't believe it warranted spending the money. They should put a coyote fence around it.

Councilor Calvert said staff was looking for direction. Option 1 was not an option. Option 2 might be if they had the money. The only other thing staff could pursue with SHPO was to reduce the profile where it was. He didn't know if they had money for that. Mr. Lilienthal agreed.

Councilor Calvert said they took Option 1 off the table. Option 2 would be an option if they ever had the money. Option 3 was SHPO to reduce the size of existing panel.

Mr. Lilienthal said the last option was brought up in January. The cost was around \$75,000.

Councilor Calvert felt that was not the ultimate but could be an interim solution for awhile.

Chair Dominguez thought some people would like it and others not like it.

Councilor Trujillo said they didn't have money right now so disguising it would be the best choice.

Councilor Calvert thought SHPO had some jurisdiction and didn't think they would approve coyote fence. Their interim solution was blessed.

Councilor Romero felt Option 2 would be long term solution but agreed with reducing the panel as a direction.

Councilor Calvert added exploring the tunnels.

Councilor Chávez agreed if the cost was a concern and it should be - aesthetics should be a concern but they need to be realistic. They didn't have the money now. He thought they had to accept what it was and move on. If they could come up with that money, such as a tax assessment district or revenue sharing, that would be a good direction. That seemed to be the more viable option and achievable in the short term.

Mr. Lilienthal said if they reduced it, the construction might interfere with Fiesta. He could bring it back in October or November for construction. He asked if it would come here.

Chair Dominguez thought maybe to Finance. He asked what legislation was in place to give staff the direction. It sounded like there was work to be done and he would work with staff to determine if it was to come back here or just go on to Finance.

Councilor Chávez asked about prioritizing if staff wanted to do construction documents.

Mr. Lilienthal said the only documents would be to reduce the panel. SHPO had already approved that. But HDRB wanted all of it to disappear from view.

Chair Dominguez said they would have to find a funding source.

Councilor Romero thought from interim perspective this was best. She wanted it to come back to Public Works first. Chair Dominguez said okay.

16. REQUEST FOR CONCEPT APPROVAL OF EXCHANGE/PURCHASE OF A PARCEL REAL ESTATE CONTAINING 1078 SQUARE FEET LOCATED AT THE SOUTHEAST CORNER OF THE INTERSECTION OF JEFFERSON ST. AND STAAB ST. TO KING'S MAP 8 LLC (EDWARD VIGIL)

Mr. Vigil presented the request for real estate purchase at 301 Jefferson Street. He explained that they owned 1,078 square feet there now. The city's parcel was off of Staab Street and the LLC owned along Jefferson and MacKenzie ROWs.

Councilor Chávez moved to approve the request conceptually. Councilor Romero seconded the motion and it passed by unanimous voice vote.

17. REQUEST FOR APPROVAL OF A RESOLUTION RECOGNIZING AND SUPPORTING THE EFFORTS OF THE BOYS AND GIRLS CLUBS OF SANTA FE TO PLAN, CONSTRUCT AND OPERATE A SOUTH SIDE FACILITY ON OCATE ROAD IN SANTA FE (COUNCILOR ORTÍZ) (DAVID CHAPMAN)

Mr. Chapman presented this request.

Chair Dominguez said these initiatives got vetted through the process but ultimately became part of the larger list.

Mr. Chapman said the resolution was to construct and operate a Southside facility and to assist the Club with costs, Master Plan and design of the project.

Councilor Calvert noted that paragraph 2 of the memo said a key component was to seek additional funding for the facility. His question was if this resolution was only for planning and design so was there going to be another shoe drop on it. The amount of \$75,000 was a reasonable amount but he wondered what they would want from the CIP budget for construction.

Chair Dominguez said they wouldn't know that until design was done.

Councilor Romero asked if this was just for architect design and whether there had been any study that this was best location. There was also Girls Inc and Zona del Sol to consider.

Mr. Chapman said the UNM Architecture Department drew up a feasibility study in 2005. The site was conducive because it showed a strong growth in youth and Boys and Girls Club already owned the site.

Councilor Romero supported doing the design but it would be different when it came to construction.

Mr. Chapman said part of the resolution was locating federal or other funding.

Councilor Chávez pointed out that the final "therefore" was to identify \$75,000 CIP or other funds. Councilor Romero agreed and said that the key word was "identify."

Councilor Calvert countered that the paragraph prior to that said "construct."

Councilor Chávez said it was not on the City's priority list for CIP. Right now the only commitment was the \$75,000.

Councilor Bushee said she spoke with Councilor Ortiz about putting this in the mix for funds from RPA. Zona del Sol and others had entered that mix.

Councilor Romero offered language as part of a motion, to put in the first therefore, **"That the Governing Body recognizes to plan and construct if future funding is available from other sources."**

Councilor Romero moved to approve the request as amended with that language. Councilor Calvert seconded the motion.

Councilor Romero said they were going to plan through architectural design but the City would not tie itself to construct and operate.

Chair Dominguez didn't read it that way.

Councilor Chávez said they could authorize CIP funds from other projects but to say if funding becomes available, he was not sure. He had a little trouble with the amendment and was more comfortable on limiting it to \$75,000.

Councilor Romero removed her amendment. Councilor Calvert agreed.

Chair Dominguez asked if the location was in city. Mr. Chapman agreed.

The motion to approve (without any amendment) passed by unanimous voice vote.

Councilor Trujillo asked to be a cosponsor.

**18. REQUEST FOR APPROVAL OF A RESOLUTION REPEALING RESOLUTION NO. 2007-30
NAMING CITY OWNED PUBLIC SPACES; AND ESTABLISHING A NEW PROCESS FOR NAMING
CITY OWNED PUBLIC SPACES (COUNCILOR DOMINGUEZ) (JEANNE PRICE)**

Chair Dominguez said this was to streamline the process for naming things. There was always controversy. The intent was to make the process a little easier.

Councilor Calvert thought it would have been helpful to have the old resolution included or at least a memo to show what changed - something that said what was changed would help.

Chair Dominguez said this would go to Finance next. He asked if the original could be included for them.

Councilor Trujillo moved to approve the request. Councilor Romero seconded the motion.

Councilor Chávez asked if these policies would also apply to renaming a building or park or street.

Chair Dominguez agreed. If it already had a generic name and they wanted to rename it this would allow it.

Ms. Price agreed it was subject to the same process.

Councilor Calvert noted on the top of the third page of the resolution it said "the appropriate City Commission" and wondered who determined that.

Ms. Price said if it was a name for the Library that would be taken to the Library Board.

Chair Dominguez added that was so that it didn't miss any committee that needed to be involved.

Councilor Chávez said the naming of the Convention Center was done with suggestions from the community.

Councilor Calvert said that was his point - whether it was strictly in-house or open to public input.

Councilor Chávez thought a City committee, commission; task force or subcommittee would leave it pretty open and suggested public participation.

Chair Dominguez asked Ms. Price if she would agree with that.

Ms. Price said the committees all had a public agenda.

Councilor Trujillo agreed there was a process for public to speak.

Ms. Price explained that they pulled out the parks and alamedas that were city developed and kept the naming resolution they had for public buildings and facilities.

Councilor Calvert said the public notice was only for buildings and facilities and not for city owned parks.

Councilor Bushee said it was just a resolution and then there was soliciting of support. It was a lot of work. She thought this was a good compromise but the reason the building part came up was because the library board or library director was bypassing the committees in naming rooms. You had to find a way to solicit public support. They had that before and it got complicated. She really didn't know how you solicit public input in a broad way but thought they overdid it last time.

The motion passed by unanimous voice vote.

19. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 24-2.6 SFCC 1987 TO RESTRICT TRUCK, TRUCK TRAILER AND OTHER LARGE VEHICLE TRAFFIC ON CORDOVA ROAD (COUNCILOR CHÁVEZ) (RICK DEVINE)

Mr. Ortega presented the request in Mr. Devine's absence. This was a request for a truck ban on Cordova Road that came to Public Works a few months ago.

Staff created a procedure list for any truck ban (page 3 or the draft). It was primarily traffic based. Part of the thinking was that the state statute in Chapter 66 had a phrase that local government might prohibit or impose limitations by weight for vehicles in a residential district. But trucks needed to be able to make deliveries on main streets.

Councilor Chávez recalled the truck ban started in 1992 on Agua Fria and the major arterial classification. He asked if there- were any other places where it might be more than this arterial that had a residential area.

Mr. Ortega said Rodeo Road was one.

Councilor Chávez said there was a short section of west Cordova that was still continued as residential. The studies would identify cut through traffic - the intent was to discourage use of residential corridors or finding other ways around it.

Mr. Ortega said on page 3 - 3/4 down - Section F - would analyze cut through traffic.

Councilor Chávez noted if they had a bill of lading they could still travel that road.

Councilor Romero was supportive of this effort and asked staff to add her name to the bill. She was much more comfortable with the new criteria. This detail insured that a study would be done.

Councilor Romero moved to approve the resolution with the changes including criteria and amendments as presented. Councilor Chávez seconded the motion.

Ms. Price clarified asked if they would like to have a new bill title to include these criteria for future truck limits. She didn't know if Cordova met all this criteria.

Chair Dominguez asked if the second one had to go through Public Works.

Councilor Romero asked if they could just adopt the criteria now and not the resolution.

Ms. Price thought that would be okay to do.

Councilor Romero said that would introduce a separate bill.

Chair Dominguez said it would be a parallel bill without Cordova Road on it.

Ms. Price thought Cordova could be approved and she would put the new bill on the consent agenda for the criteria.

Councilor Bushee suggested passing the criteria and introduce it at Council meeting. And then do the one for Cordova.

Councilor Romero said in that way they would get the criteria first and agree with that to move that forward first.

Councilor Romero moved a substitute motion to approve the criteria only. Mr. Ortega seconded the motion.

Councilor Chávez asked if there would be some merit in having the criteria established and adopted under ordinance vs. a resolution.

Mr. Ortega said another policy by resolution was traffic calming. If a street met those criteria, then trucks could be prohibited on that street.

Councilor Chávez added that those streets would be added to the ordinance they had already.

The motion passed by unanimous voice vote.

**20. REQUEST FOR APPROVAL OF AN ORDINANCE ADOPTED AS AN URGENT MEASURE
ESTABLISHING A TEMPORARY MORATORIUM ON THE APPROVAL OF PERMITS FOR THE
INSTALLATION OF TOWERS AND ANTENNAS INCLUDING THOSE IN THE PUBLIC RIGHTS-OF-
WAY, TO TAKE EFFECT IMMEDIATELY (MAUREEN REED)**

Ms. Reed presented this request on the moratorium for towers and antennas and offered to answer questions.

Councilor Romero asked if they even needed this. They had a default moratorium from last Council meeting. They were hearing this through the public process.

Councilor Romero moved to deny the request. Councilor Calvert seconded the motion.

Councilor Chávez suggested that tabling it for two months would be a de facto moratorium. The FCC suggested using the moratorium to have quality time - so the FCC ruling recognized that municipalities might want to pursue this option. That was all he was suggesting. It was a limited and specific moratorium. It was part of staff's presentation. Within the discussion of the ordinance, the rule might not be a real rule of the FCC. They were rushing to meet the 90 day rule. They had no ordinance to deal with these companies. He hoped at a minimum that the Committee would move it along without recommendation for discussion at the other committees.

He commented on a newspaper article about other cities that had adopted moratoria. Time Magazine did an article on health of cell phones and other technology. A senator from Maine was introducing national legislation that manufacturers place a warning on them.

The other thing was whether they would do a franchise or a lease. This was a ten year deal. In the time out they could have all of this discussion.

Councilor Calvert pointed out that even if they voted to deny it could still move forward. It could still make it all the way to Council. They could also instead of denying table it until after the May meeting.

Councilor Chávez agreed that would be an option. There were two time lines - the 2 month timeline and 180 in addition to really sit down and study it. They might have to have outside counsel to draft an ordinance that was in the best interests of the municipality.

He asked Ms. Reed about her training to get up to speed on the ordinance and if there were any major implications for getting more time to work on it.

Ms. Reed said staff had responded to Council's concerns. The best course for the telecommunications ordinance. They would list all the land use concerns and she didn't believe outside counsel was necessary.

Councilor Romero clarified that the issue was on the moratorium and not the ordinance.

Councilor Romero moved to table this item for staff information coming forward on the ordinance. Councilor Trujillo seconded the motion and it passed by majority (3-1) voice vote.

21. REQUEST FOR APPROVAL OF AN ORDINANCE AMENDING SECTION 25-4.2 SFCC 1987 REGARDING WATER RATE ADJUSTMENTS (MAYOR COSSO (BRIAN SNYDER)

Ms. Price presented this request and noted that three of the members were at the PUC meeting last week where they heard this item and might help her on any questions. They duplicated the bill they approved a while ago and this was for people who were high water users who had a small surface on either side.

Councilor Romero moved to approve the request. Councilor Trujillo seconded the motion.

Councilor Chávez said it was not the size of the meter. Some people tried to get around it with a larger meter.

Ms. Price said that was a costly way but could be done.

Councilor Chávez wondered how many did that. Not being on the PUC meant this would be his only opportunity to see it. He thought a customer in the right tier and right income bracket could afford a larger meter and be in a different unit price for water.

Mr. Ortega said he would have to visit with Mr. Snyder on it.

Councilor Chávez felt they should discourage people doing that.

Councilor Calvert thought the point of this was to bring it back up for people who didn't get their act together the first time around so they could apply for that same change. Ms. Price agreed.

Ms. Price clarified that they were not adjusting rates but allowing a brief month opportunity to have an adjustment in their water meter. They would have to meet rigid criteria.

Councilor Chávez understood it was only for commercial customers and was okay with it.

The motion passed by unanimous voice vote.

22. MATTERS FROM STAFF

There were none.

23. MATTERS FROM THE COMMITTEE

Chair Dominguez thanked everyone for being on the committee. He had some expectations for staff to have information to the Committee in a timely manner and not at the last minute. He wanted to make sure they had open lines of communication and invited anyone to email him.

Councilor Calvert asked when they would get to CIP.

Mr. Ortega said they were getting a list together now. They had issued it every two years in February but they were anticipating a new infusion and had caution over GRT so they were delaying it a little. Some of the recurring pots of funding had run out.

Councilor Calvert said they had infrastructure that needed to be taken care of. How much bonding they could do was based on the economic situation. The sooner the better.

Councilor Chávez referred to a letter from Sol y Lomas Homeowners Association regarding placement of antenna and towers and restrictions in their subdivision. He agreed to make copies for the minutes.

Councilor Trujillo noted that behind the federal building the ADA detectable warning pads had come loose and were now in the street. A plow or something broke them loose this morning.

24. NEXT MEETING: MONDAY, MARCH 29, 2010

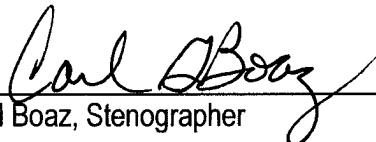
25. ADJOURN

The meeting was adjourned at 7:05 p.m.

Approved by:

Carmichael Dominguez, Chair

Submitted by:



Carl Boaz, Stenographer